

ORIGINAL

Decision No. 43117

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
PACIFIC MOTOR TRUCKING COMPANY, a)
corporation, for a certificate of)
public convenience and necessity to)
operate motor vehicles for the trans-)
portation of property over public)
highways to serve points on the lines)
of Southern Pacific Company, Sunset)
Railway Company, and Visalia Electric)
Railroad Company in the San Joaquin)
Valley.)

Application No. 30076

O P I N I O N

Pacific Motor Trucking Company, applicant in the above-entitled application, as amended, is now providing a highway common carrier service between certain rail stations on the lines of the Southern Pacific Company, Sunset Railway Company and Visalia Electric Railroad Company, in the San Joaquin Valley between Tracy and Bakersfield⁽¹⁾. Said service is limited by Decisions Nos. 27235 and 27744 to such freight as previously may have been consigned for transportation over the line of any of the above-named rail carriers and which may be delivered to the applicant at certain rail stations by any of said rail carriers and redelivered by the applicant at another of said rail stations. Applicant seeks authority, as an extension and enlargement of its existing rights, to render a pickup and delivery service within a one mile radius of various intermediate rail points, which are located on routes over which applicant is presently operating. Said rail points are as follows: Goble, Saco,

(1) Decisions Nos. 27235, 30110, 31042, 31882, 32079, 33599, 37850 and 37851, in Application No. 19062; Decision No. 34155, in Application No. 24077; and Decisions Nos. 27744, 29301, 31384, 34273, 35587, 36208, 36302 and 36977, in Application No. 19598.

Prospero, Slater, Harpertown, Arena, Coronet, Claribel, Maltermoro, Sunnyside, Cameo, Tarpey and Melvin, on the line of the Southern Pacific Company; Bannister, on the line of the Sunset Railway Company; and Strader and Wible Orchard, on the lines of the Sunset Railway Company and Southern Pacific Company.

It is alleged, as justification for the authority sought, that due to the growth which has taken place in the San Joaquin Valley in the past several years various industries, packing sheds and stores located at or near these rail stations have requested an expedited store-door service; that there are no local draymen to render the requested service; and applicant cannot presently render the service even though equipment of applicant passes through these locations for the purpose of serving adjacent points pursuant to authority previously granted.

Other carriers serving the territory involved have informed the Commission that they have no objection to the granting of this application provided applicant is not permitted to operate a through service between Fresno andakersfield by linking up its operative rights. Applicant was restricted in Decision No. 37850 from operating a through service. The key point restriction at Lorde then imposed will apply here.

By the amendment to its application, Pacific Motor Trucking Company excluded uncrated household goods and related articles from the commodities it proposes to transport.

After full consideration of the evidence of record, the Commission is of the opinion and finds that public convenience and necessity require that this application be granted. A public hearing is not necessary.

O R D E R

Good cause appearing,

IT IS ORDERED:

(1) That a certificate of public convenience and necessity be and it hereby is granted to Pacific Motor Trucking Company authorizing the establishment and operation of a service as a highway common carrier, as defined by Section 2-3/4 of the Public Utilities Act, serving the following rail stations: Goble, Saco, Prospero, Slater, Harpertown, Arena, Coronet, Claribel, Maltamoro, Sunnyside, Cameo, Tarpey and Melvin, on the line of the Southern Pacific Company; Bannister, on the line of the Sunset Railway Company; and Strader and Wible Orchard, on the lines of the Sunset Railway Company and Southern Pacific Company. Applicant may render a store-door pickup and delivery service within a one mile radius of the points hereinabove described. Said certificate is granted subject to the following limitations:

- a. The service performed hereunder by applicant shall be limited to that which may be auxiliary to or supplemental of the rail service of the Southern Pacific Company and the Sunset Railway Company.
- b. Applicant shall not render service to or from, nor interchange traffic at, any point not a station on the rail lines of the Southern Pacific Company and the Sunset Railway Company.
- c. Applicant may not transport household goods, personal effects, furniture, musical instruments, radios and office and store fixtures and equipment, uncrated.
- d. The operative right granted hereunder shall not be used in combination with any other operative right held by applicant to permit the operation of through service between Fresno and points north thereof, on the one hand, and Bakersfield and points south thereof, on the other hand, without first obtaining from this Commission a certificate of public convenience and necessity permitting such through operation.

(2) That in providing service pursuant to the certificate herein granted, applicant shall comply with and observe the following service regulations:

- a. Applicant shall file a written acceptance of the certificate herein granted within a period of not to exceed 30 days from the effective date hereof.
- b. Within 60 days from the effective date hereof and on not less than 5 days' notice to the Commission and the public, applicant shall comply with the provisions of General Order No. 80 and Part IV of General Order No. 93-A, by filing, in triplicate, and concurrently making effective, appropriate tariffs and time schedules.

The effective date of this order shall be 20 days after the date hereof.

Dated at San Francisco, California, this 12th day of July, 1949.

R. V. [Signature]
Justice J. Calver
Chas. H. [Signature]
Harold P. Hill
[Signature]
 COMMISSIONERS